

RECEIVED  
CENTRAL FAX CENTER  
JUN 02 2006

Law Offices of

**CHAPMAN AND CUTLER LLP  
Intellectual Property Department**

111 West Monroe Street, Chicago, Illinois 60603

Telephone 1•312•845•3000 FAX 1•312• 701•2361  
Direct Dial 1•312•845•3919 Direct Fax: 1•312•803•5299

**FACSIMILE COVER PAGE**

This transmission consists of 11 page(s) including cover page.

Please call (312) 845-3734 if you have any problems with this transmission.

Date: Friday, June 2, 2006

To: Examiner : Brian D. NASH Group Art Unit: 3721

Firm/Company: United States Patent and Trademark Office

Fax Number: 571-273-8300

From: Robert J. Schneider, Reg. No. 27,383 Matter Number: 1716380

Serial No. U.S. Pat. App. Ser. No. 10/525,537

Extension: 3919

Comments:

**RESPONSE TO OFFICE ACTION ATTACHED.**

Sincerely,

Robert J. Schneider

**NOTICE OF CONFIDENTIALITY:** The information contained in this facsimile transmission is confidential information which may contain information that is legally privileged and exempt from disclosure under applicable law. The information is intended solely for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or taking of any action in reliance on the contents of this facsimile transmission is strictly prohibited. If you have received this facsimile transmission in error, please notify us immediately by telephone to arrange for the return of the original transmission to us.

Receipt Confirmed By: \_\_\_\_\_

U.S. PAT. APP. SER. NO. 10/525,537  
ATTORNEY DOCKET NO. 1716380

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE PATENT APPLICATION OF:

KOBAYASHI, HISASHI

U.S. APP. SERIAL NO.: 10/525,537

U.S. FILING DATE: February 24, 2005

(U.S. NATIONAL STAGE OF PCT/JP03/10739 FILED  
AUGUST 26, 2003)

FOR: A MOTOR-DRIVEN STAPLER HAVING  
A DRIVER AND CLINCHER UNIT THAT  
VERTICALLY RECIPROCA

RECEIVED  
CENTRAL FAX CENTER  
JUN 02 2006

EXAMINER: NASH, BRIAN D.

GROUP ART UNIT: 3721

CONFIRMATION NO.: 7070

**FILED VIA FACSIMILE TO 571-273-8300**

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

Greetings:

The following is filed in timely response to the Office Action mailed on March 16, 2006,  
wherein the Examiner:

1. Objected to the drawings, title of the invention, and abstract.
2. Objected to Claims 1 and 4 for informalities.
3. Rejected Claims 1 and 3 under 35 U.S.C. §102(b) as anticipated by Yoshie, U.S. Pat. No. 6,164,513.

2060773.01.02  
1716380

4. Rejected Claims 1 and 3 under 35 U.S.C. §102(e) as anticipated by Holgersson, U.S. Pat. App. Pub. No. 2003/0066858.

5. Objected to Claims 2, 4 and 5 as dependent on a rejected base claim, but found them to be allowable if rewritten in independent form including all limitations of the base claim and any intervening claims.

The following amendments and remarks are submitted in response.

**Amendments to the Specification** begin on page 3 of this paper.

**Amendments to the Claims** begin on page 5 of this paper.

**Remarks** begin on page 8 of this paper.

**Clean Version of Replacement Abstract** is enclosed at the end of this paper.